

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10790 of 2026

Arising Out of PS. Case No.-158 Year-2025 Thana- MIRGANJ District- Purnia

Sikandar Kumar @ Sikku @ Sikandar Muni S/O Bindeshwari Muni @
Vindeshwari Muni Resident of Village- Pahartol (Pahadtal), Ward No. 11, P.S-
Mirganj, Distt.- Purnea. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sumit Kumar Bhagat, Advocate
For the Opposite Party/s : Mr.Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 24-02-2026 Heard learned counsel appearing on behalf of the

petitioner and learned Additional Public Prosecutor appearing

on behalf of the State.

2. The accused/petitioner apprehending his arrest in
connection with Mirganj P.S. Case No. 158 of 2025
registered for the offences punishable under Sections 317(4),
317(5), 303(2) of Bhartiya Nayay Sanhita 2023.

3. As per FIR, apprehended co-accused person,
namely Bittu Kumar Yadav named this petitioner from whom
and one Deepak Kumar he purchased the stolen motorcycle
which alleged to be seized from his possession.

4. It is submitted by learned counsel appearing on
behalf of the petitioner that except suspicion arising out of



disclosure made by apprehended co-accused, namely Bittu Kumar, nothing incriminating appears against this petitioner. It is submitted that petitioner was not connected in any manner with stolen motorcycle. Admittedly recovery already made from the possession of apprehended co-accused and, therefore, on all material aspects the investigation of this case appears concluded and, therefore, sending this petitioner behind bar shall not serve any purpose of justice. In this context, it is also pointed out that the custodial interrogation not appears required now in view of recovery. While concluding argument, it is submitted that petitioner found involved in one more criminal case, where he is on bail.

5. Learned APP opposed the prayer of bail.

6. In view of aforesaid factual submissions and by taking note of fact as save and except suspicion arising out of disclosure statement made by apprehended co-accused person, *prima facie* nothing incriminating appears against petitioner, accordingly, above named petitioner, in the event of his arrest or surrender before the learned trial Court, within a period of four weeks of the order, is directed to be released



on bail furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Purnea/concerned Court, where the case is pending in connection with Mirganj P.S. Case No. 158 of 2025 subject to the conditions as laid down under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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